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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/053,411	11/07/2001	Travis J. Parry	10013282-1	4329

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HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

EXAMINER

GRANT II, JEROME

ART UNIT	PAPER NUMBER
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2625

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	04/10/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/053,411

Applicant(s)

PARRY, TRAVIS J.

Examiner

Jerome Grant II

Art Unit

2625

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 08 March 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-3, 5-13 and 16-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-3, 5-13 and 16-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____.

JEROME GRANT
PRIMARY EXAMINER

Detailed Action

1.

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-3, 5-13, and 16-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Okada.

With respect to claim 1, Okada teaches a method of distributing a fax, said method comprising: receiving said fax (via LAN 213 or net fax 212; storing said facsimile on a storage medium 5 at a specific location(in net fax 212); identifying an Internet enabled device (client computer 211) associated with the intended recipient of said fax, said Internet enabled device independently selected from a group consisting of : e-mail printers (210, 212) web server printer 1; e-mail print servers 210 and 212, and a web

Art Unit: 2625

browser enabled printer 210 or 212; notifying each identified Internet enable device of said specific location (see paragraphs 19, 21 and 24) for said saved fax so that the identified Internet enabled device can later retrieve said saved fax from the specific location (para. 71) such notification made via notification message to the enabled device (see para. 71, lines 1-3), the notification message not contained the saved fax. See also figures 2 and 24.

With respect to claim 2, Okada teaches each Internet enabled device of the specific location (e-mail address) comprises sending the enabled device an e-mail identifying the specific location. See paragraphs 64 and 68.

With respect to claim 3, Okada teaches this limitation in that it is inherent by paragraph 71.

With respect to claim 5, Okada teaches sending the fax to a registered address 211; retrieving the fax (from net fax 212); determining (via LAN) a set of intended recipients (plural PC users, shown by figure 3); storing said facsimile on a storage medium 5 at a specific location(in net fax 212); notifying each identified Internet enable device of said specific location (see paragraphs 19, 21 and 24) for said saved fax so that the identified Internet enabled device can later retrieve said saved fax from the specific location (para. 71) such notification made via notification message to the enabled device (see para. 71, liens 1-3), the notification message not contained the

Art Unit: 2625

saved fax. See also figures 2 and 24. Okada teaches identifying an Internet enabled device (client computer 211) associated with the intended recipient of said fax, said Internet enabled device independently selected from a group consisting of : e-mail printers (210, 212) web server printer 1

With respect to claim 6, the registered address is the address of the net fax.

With respect to claim 7, Okada teaches the fax distribution center comprising a computer program (stored in ROM 32, RAM 33) , saving and sending faxes, sending e-mails, and determining recipients of saved faxes. See page 5 and paragraph 73.

With respect to claims 8 and 11, Okada teaches wherein the registered address is selected from the group consisting of phone numbers (see para. 75), e-mail addresses (see paragraph 74 and URLs, see host or domain names information which his is shown in figures 5 and 6.

With respect to claim 9, see figure 7 which shows the claimed features.

With respect to claim 10, see figures 7 and 8 which show the claimed features.

With respect to claim 12, see figure 7.

With respect to claim 13, see figures 7 and 8. Note that data is stored on memory 5.

With respect to claim 16, Okada teaches notifying each identified Internet enable device of said specific location (see paragraphs 19, 21 and 24) for said saved fax so that the identified Internet enabled device can later retrieve said saved fax from the specific location (para. 71) such notification made via notification message to the enabled device (see para. 71, lines 1-3), the notification message not contained the saved fax. See also figures 2 and 24. Okada teaches activating an enabled Internet device to retrieve the fax from the storage, see (para. 71).

With respect to claim 17, see printer 44 of figure 12 or 210 and 211 of figures 24.

With respect to claim 18, Okada teaches a system for distributing faxes, said system comprising: a fax distribution center (net fax 212) for receiving faxes, sending faxes, and sending notifications. Okada teaches); identifying an Internet enabled device (client computer 211) associated with the intended recipient of said fax, said Internet enabled device independently selected from a group consisting of : e-mail printers (210, 212) web server printer 1 and notifying each identified Internet enable device of said specific location (see paragraphs 19, 21 and 24) for said saved fax so that the identified Internet enabled device can later retrieve said saved fax from the specific location (para. 71) such notification made via notification message to the enabled device (see para. 71, lines 1-3), the notification message not contained the

Art Unit: 2625

saved fax. See also figures 2 and 24. Okada teaches a storage media 5 for storing saved faxes for a distribution center; and a database (table 7 and 8) stored in 5 for determining intended recipients.

With respect to claim 19, Okada teaches a fax center comprising at least one computer program stored on ROM 32 or RAM 33, for receiving faxes, accessing the data based to determine an Internet enable device recipient, and notifying the device by e-mail. Moreover, Okada teaches notifying each identified Internet enable device of said specific location (see paragraphs 19, 21 and 24) for said saved fax so that the identified Internet enabled device can later retrieve said saved fax from the specific location (para. 71) such notification made via notification message to the enabled device (see para. 71, lines 1-3), the notification message not contained the saved fax. See also figures 2 and 24.

Art Unit: 2625

With respect to claim 20, Okada teaches at least one computer program via ROM 32 or RAM 33 for receiving faxes, saving faxes (in a memory 5) and sending notification messages (see paragraph 60, 61 and 68) and at least one communication port for communicating with the Internet or a phone line (via LAN 225).

2.

Examiner's Remarks

At page 7 of the remarks, applicant claims that Okada does not notify an Internet enable device as to the location of the saved fax so that the Internet enable device can retrieve the saved fax. In the analysis of Okada and the supporting arguments, it appears that the applicant has not argued the rejection proposed in the office action of October 31, 2006. The examiner relied upon paragraphs 19, 21 and 24 yet none of the elements or places cited by the examiner were specifically set forth and refuted.

Applicant appears to make his own analysis and explain how his interpretation of the Okada reference could not address the claimed limitations.

At page 8, applicant contends that PC 211 could not retrieve a fax at a specific location. Paragraphs 0007 and 0009 of Okada specifically and directly traverses applicant's argument. Okada states that the requesting node 211 has made a request of facsimile transmission to Net Fax 212. Para. 0007 states that NetFax 212 submits a transmission process to a requesting node (node211). Hence, 211 can request a facsimile document that has been saved by the NetFax 212.

The applicant erroneously contends that PC 211 could never retrieve a fax (see bottom of first full paragraph of page 8).

In reference to the second full paragraph of page 8, applicant incorrectly interprets a printed operation as a fax operation. In the middle of paragraph 0007, it is the NetFax **or the printing machine** that may perform fax transmissions. Applicant narrowly reads that only the printer does fax transmission and that the PC could not retrieve a fax from the printer (electronically). The examiner contends that while a PC could not retrieve a fax from the printer, it could obtain one from the NetFax. Hence, although applicant is correct, in that a PC could not received a fax from a printer, it would however, receive it from the NetFax, (see para 7 and 9).

Art Unit: 2625

Applicant continues to argue, at pages 9-12, note pages 10 –12 are not properly numbered, that the printer could never serve as a destination that could hold a fax that would later be retrieved. The examiner has previously addressed this limitation, namely, the NetFax serves as location for storing the fax that is later retrieved by a PC device.

3.

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

4.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jerome Grant II whose telephone number is 571-272-7463. The examiner can normally be reached on Mon.-Thurs. from 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David K. Moore, can be reached on 571-272-7437. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

J. Grant II



JEROME GRANT
PRIMARY EXAMINER